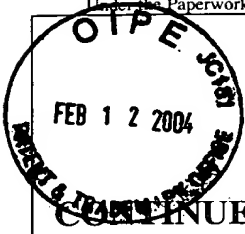


Image RCE

PTO/SB/30 (05-03)

Approved for use through 10/31/2002. OMB 0651-0037  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**REQUEST  
For  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Application Number	09/931,976
Filing Date	August 20, 2001
First Named Inventor	Jesse Max Dean
Group Art Unit	3712
Examiner Name	Ackun, Jacob K.
Attorney Docket Number	60,491-002

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 C.F.R. § 1.114**

Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☐ Previously submitted on \_\_\_\_\_ If a final Office Action is outstanding, any amendments filed after the final Office Action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- ii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☒ Supplemental Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(I) required)
- b. ☐ Other \_\_\_\_\_

3. **Fees**

- a. ☒ The Director is hereby authorized to charge any additional fees, or credit any overpayments to Deposit Account No. 08-2789.
- i. ☐ RCE fee required under 37 C.F.R. § 1.117(e) is enclosed
- ii. ☐ Extension of time fee under 37 C.F.R. §§ 1.136 and 1.17 is enclosed
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Check in the amount of \$565.00 for RCE fee and Supplemental IDS fee is enclosed.
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print/Type)	William H. Honaker	Registration No. (Attorney/Agent)	31,623
Signature		Date	February 9, 2004

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in envelope addressed to: MAILSTOP RCE, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted the U.S. Patent and Trademark Office on the date shown below:

Name (Print/Type)	Christine M. Wolfe	Date	February 9, 2004
Signature			

Burden Hour Statement: This form is estimated to take .2 hours to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, PO Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Mailstop RCE, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT: Dean, Jesse Max EXAMINER: Ackun, Jacob K.  
SERIAL NO.: 09/931,976 GROUP ART UNIT: 3712  
FILED: August 20, 2001 ATTY DOCKET NO: 60,491-002  
FOR: WASTE REMOVAL DEVICE

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**AMENDMENT ACCOMPANYING A REQUEST FOR  
CONTINUED EXAMINATION (RCE) UNDER 37 CFR §1.114**

**ATTENTION: MAILSTOP RCE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This amendment accompanies a Request for Continued Examination (RCE) filed under 37 CFR §1.114 and a supplemental Information Disclosure Statement (IDS) filed under 37 CFR §1.97. The amendment follows receipt of a Notice of Allowance and Fees Due dated December 10, 2003.

Please amend the drawings and claims as follows and consider the accompanying remarks. This amendment has been prepared in accordance with the new amendment format promulgated under 37 CFR §1.121.

Applicant: Dean, Jesse Max  
Serial No.: 09/931,976  
Amendment date: February 9, 2004  
Reply to Notice of Allowance and Fees Due: December 10, 2003  
Page 2

**IN THE DRAWINGS:**

Please replace the original drawing sheet including FIGS. 4 and 5 with the attached Replacement Sheet including FIGS. 4 and 5. FIG. 4 has been amended to change a portion of the waste material from solid to phantom, e.g., the entire waste material is hidden in this view.